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20 FIRE INSURANCE COMPANY OF PITTSBURGH, PA; DICK CORPORATION; THE  
21 MORGANTI GROUP; and DICK/MORGANTI

22 UNITED STATES DISTRICT COURT

23 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

24 UNITED STATES of AMERICA for the Use  
25 and Benefit of WEBCOR CONSTRUCTION,  
26 INC. dba WEBCOR BUILDERS, and  
27 WEBCOR CONSTRUCTION, INC. dba  
28 WEBCOR BUILDERS,

Plaintiffs,

vs.

DICK/MORGANTI, a joint venture; DICK  
CORPORATION; THE MORGANTI  
GROUP; AMERICAN CASUALTY  
COMPANY OF READING, PA;  
NATIONAL UNION FIRE INSURANCE  
COMPANY OF PITTSBURGH, PA, and  
DOES 1 through 10, inclusive,

Defendants.

AND ALL RELATED COUNTER-CLAIMS;  
THIRD PARTY COMPLAINTS; and  
CONSOLIDATED ACTION.

Case No.: 3:07-CV-02564-CRB

**PROOF OF SERVICE**

**PROOF OF SERVICE**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is PECKAR & ABRAMSON, 455 Market Street, 21<sup>st</sup> Floor, San Francisco, California 94105. On February 28, 2008, I served the within documents:

1. **JOINT STIPULATION FOR CONTINUANCE OF HEARING ON MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM AND MOTION FOR A MORE DEFINITE STATEMENT; and**
2. **[PROPOSED] ORDER CONTINUING HEARING ON MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM AND MOTION FOR A MORE DEFINITE STATEMENT.**

☒ by sending the document(s) listed above via electronic transmission (e-mail) to the parties set forth below:

*See Attached Service List*

☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California at the address(es) set forth below.

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I am readily familiar with the firm's practice of collection and processing correspondence for mailing and Fed Ex. Under these practices it would be deposited with U.S. Postal Service or Fed Ex on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☒ (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on February 28, 2008, at San Francisco, California.

Marissa Y. Otellini  
\_\_\_\_\_  
Printed Name

/s/ Marissa Y. Otellini  
\_\_\_\_\_  
Signature Line

**United States of America for the Use and Benefit of Webcor Construction, Inc. dba  
Webcor Builders, and Webcor Construction, Inc. dba Webcor Builders,**

**v.**

**Dick/Morganti, et al**

Northern District of California, Case No.: 3:07-CV-02564-CRB

Consolidated with: Case No: 3:07-CV-07-04180 EDL

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